

DEC 30 2003

OFFICIAL

Patent

Attorney's Docket No. 040071-174

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1/5/04**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of)	Mail Stop Non-Fee Amendment
Johan NILSSON)	
Application No.: 09/663,269)	Group Art Unit: 2682
Filed: September 18, 2000)	Examiner: Charles Nana Appiah
For: Method and Apparatus for Setting)	Confirmation No.: 3896
the Transmit Power Control)	
Command)	

RESPONSE

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Action mailed on September 30, 2003, please consider the following remarks.

Remarks

Claims 1-22 are pending, with claims 1 and 12 being in independent form.

In the Office Action, claims 1, 2, 5-13 and 15-22 stand rejected for obviousness over U.S. Patent No. 6,154,450 to Wallentin et al. ("Wallentin") in view of U.S. Patent No. 6,603,773 to Laasko ("Laasko"). Also, claims 3 and 14 are rejected for obviousness over Wallentin and Laasko in view of U.S. Patent No. 6,385,462 to Baum et al. ("Baum"). Each of these rejections is respectively traversed.

35 U.S.C. § 103(c) provides, in relevant part, that subject matter which qualifies as prior art only under 35 U.S.C. § 102(e), (f), or (g) shall not preclude patentability provided the subject matter and the claimed invention were owned by

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Attorney Docket No. 040071-174

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Johan NILSSON

Application No.: 09/663,269

Filing Date: September 18, 2000

Title: Method and Apparatus for Setting the Transmit Power Control Command

Mail Stop Non-Fee Amendment

Group Art Unit: 2682

Examiner: Charles Nana Appiah

Confirmation No.: 3896

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is also enclosed.
- ☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.
- ☐ Also enclosed is/are _____

- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted _____
- on _____
- for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least _____, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

BURNS DOANE

BURNS DOANE SWICKER & MATHIS LLP
INTELLECTUAL PROPERTY LAW

AMENDMENT/REPLY TRANSMITTAL LETTER

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(11/03)

Attorney Docket No. 040071-174

Application No. 09/663,269

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	22	MINUS 22 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	2	MINUS 3 =	0	x \$86.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$290.00 (1203)					\$ 0.00
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0.00

- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☐ Charge _____ to Deposit Account No. 02-4800.


The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(919) 941-9240

Date: December 30, 2003

By 
Theodosios Thomas
Registration No. 45,159

I hereby certify that this correspondence is being submitted by facsimile transmission to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, to the following facsimile number:

Facsimile Number: 703 872 9306

Date of Transmission: December 30, 2003


Jennie Snead
Typed Name:

BURNS DOANE

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